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20 Attorneys for Defendants CITY OF
21 HAYWARD, ART THOMS, SCOTT
22 LUNGER, AND ZACHARY HOYER

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28 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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30 Case No. C 07 06205 (TEH)

31 KEVIN WALKER, Plaintiff,
32 v.
33 CITY OF HAYWARD, et al., Defendants.

34 /
35 STIPULATION RE: CONTINUANCE OF
36 TRIAL DATE, RELATED PRETRIAL
37 DATES, AND PROPOSED ORDER

38 Plaintiff Kevin Walker, and Defendants City of Hayward (“City”), Officer Art Thoms,
39 Officer Scott Lunger, and Officer Zachary Hoyer (collectively referred to as “City Defendants”),
40 through their respective attorneys of record, stipulate to the following order:

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1 1. That the parties completed a Mandatory Settlement Conference (“MSC”) session on November
2 20, 2009 before Magistrate Judge Maria Elena James, and that this matter was set for further MSC
3 on January 27, 2010, which was the Magistrate’s next available date;

4 2. That on or about January 19, 2010, the further MSC was cancelled by the Court on its own
5 motion, and that the Court advised the parties that the next available MSC dates were in April
6 2010.

7 | 3. That on or about January 20, 2010, the parties advised Magistrate Judge Maria Elena James that
8 | they had agreed to April 13, 2010 for the MSC which is one of the available MSC dates.

9 | 4. That the Order for Pretrial Preparation set the following dates for this matter:

10 a. Trial Date: February 23, 2010

11 b. Pretrial Conference Date: February 8, 2010

12 c. Deposition of Expert Witnesses: February 2, 2010 (21 days before Trial Date)

13 d. Disclosure of Expert Reports January 29, 2010 (10 days before Pretrial Conference);

14 5. That in order to maximize the opportunity to resolve this matter at the MSC, by minimizing the
15 attorney fees and costs that will likely be incurred by the parties to accomplish the aforementioned
16 tasks, *inter alia*, required in the Order for Pretrial Preparation and the deadlines set forth in Court
17 Docket Nos. 69, 70, and 73;

18 | 6. That the trial date of February 23, 2010, and related pretrial dates, set forth in the Order for
19 | Pretrial Preparation be vacated;

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1 7. That the trial date be reset for June 22, 2010, according to the availability of the Court, the
2 parties, witnesses, and their respective counsel, with all related pretrial dates set in accordance with
3 the new trial date. In this regard, the parties request that the Disclosure of Expert Reports occur on
4 May 17, 2010.

LAW OFFICES OF JIVAKA CANDAPPA

7 Dated: January 25, 2010 By: /s/ Jivaka Candappa

By: /s/ Jivaka Candappa

JIVAKA CANDAPPA, Esq.
Attorney for Plaintiff

10 MICHAEL S. LAWSON, CITY ATTORNEY
OFFICES OF THE HAYWARD CITY ATTORNEY

12 Dated:January 25, 2010 By: /s/ Randolph Hom
13 RANDOLPH S. HOM, Esq.
Attorney for City Defendants

ORDER

PURSUANT TO THE STIPULATION AND GOOD CAUSE APPEARING, IT IS SO ORDERED.

Dated: 01/26/10

